

## **REMARKS**

### **I. Introduction**

Claims 1 to 5, 8, and 9 are pending in the present application. In view of the foregoing amendments and the following remarks, it is respectfully submitted that all of the presently pending claims are allowable, and reconsideration is respectfully requested.

### **II. Objection to the Specification**

Regarding the objection to the Specification, there is no requirement for the paragraphs of the Specification to be numbered. Indeed, 37 C.F.R. § 1.52(b)(6) merely provides that “the paragraphs of the specification . . . **may be**” -- but are not required to be -- numbered at the time the application is filed” (emphasis added). Accordingly, withdrawal of this objection is respectfully requested.

### **III. Allowed Claims**

Applicant notes with appreciation the indication that claims 1 to 4, 8, and 9 are allowed.

Claim 5 has been amended herein without prejudice to depend from claim 1 and is therefore believed to be in condition for immediate allowance.

### **IV. Rejection of Claim 5 Under 35 U.S.C. § 102(b)**

The Office Action states that claim 5 was rejected under 35 U.S.C. § 102(b) as “anticipated by (USPN).” In a telephone conversation on December 21, 2007, between the Examiner and the undersigned, the Examiner indicated that claim 5 is considered anticipated by U.S. Patent No. 5,750,884. While this rejection is not necessarily agreed with, to facilitate matters, claim 5 has been amended herein without prejudice to depend from claim 1, which was indicated to be allowed. Accordingly, it is respectfully submitted that the present rejection is moot, and withdrawal of this rejection is respectfully requested.

### **V. Conclusion**

It is therefore respectfully submitted that all of the presently pending claims are allowable. All issues raised by the Examiner having been addressed, an early and favorable action on the merits is earnestly solicited.

No fees are believed to be required in connection with this paper. However, if any fees are required in connection with this paper or this application, the Director is hereby authorized to charge any and all such fees to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. **11-0600**.

Respectfully submitted,

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